

1830
State of Kansas
Joan Finney, Governor



Department of Health and Environment
Azzie Young, Ph.D., Secretary

Reply to: (913) 296-1612
Fax Number: (913) 296-1592

October 18, 1991

Mr. Wes Bartley
U.S. Environmental Protection Agency
Region VII - RCRA Branch
726 Minnesota Avenue
Kansas City, KS 66101

RECEIVED
OCT 21 1991
PRMT SECTION

RE: Public Notice of Partial Closure Plan
Hydrocarbon Recyclers Inc, d/b/a USPCI
Wichita, Kansas
EPA I.D. Number: KSD007246846

Dear Mr. Bartley:

Please find enclose a copy of the Resource Conservation and Recovery Act (RCRA) Partial Closure Plan submitted by Hydrocarbon Recyclers Inc, d/b/a USPCI on October 8, 1991 for a container storage area - Building F. Please make this material available for public review from October 30, 1991 to November 28, 1991.

Any person wishing to provide written comments on the plan should direct them to the attention of Steve Broslavick at the address on the letterhead. All comments and/or a request for a public hearing must be postmarked by November 28, 1991. Requests for additional information may also be made via telephone by contacting Steve Broslavick at (913) 296-1609.

If you have any questions, please contact me at (913) 296-1612.

Sincerely,

A handwritten signature in blue ink that reads "Siew P. Kour".

Siew P. Kour
Environmental Engineer
Hazardous Waste Section
Bureau of Air and Waste Management

SP/Closure/HRI.EPA

Enclosure
C: BAWM - SCDO



R00001770
RCRA Records Center

RECEIVED

HAZARDOUS WASTE PARTIAL CLOSURE PLAN

OCT 24 1991

PUBLIC NOTICE

PRM1 SECTION

THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT (KDHE) HAS RECEIVED AND REVIEWED A RESOURCE CONSERVATION AND RECOVERY ACT (RCRA) PARTIAL CLOSURE PLAN FOR A CONTAINER STORAGE AREA - BUILDING F FROM HYDROCARBON RECYCLERS INC, d/b/a USPCI (HRI). THE FACILITY IS LOCATED AT 2549 NORTH NEW YORK, WICHITA, KANSAS 67219. IT HAS BEEN OPERATING UNDER EPA IDENTIFICATION NUMBER KSD007246846.

The HRI Wichita, Kansas facility has interim status as a hazardous waste treatment and storage facility. The facility used building F to store hazardous waste containers, one drum warmer unit and other ancillary equipment. Building F will be closed in accordance with the Kansas Administrative Regulations K.A.R. 28-31-1 et seq..

Closure of Building F will include removal of wastes and equipment, decontamination of the containment and other structures, soil sampling and analysis of the area beneath the containment and certification by an independent registered professional engineer that closure has been completed in accordance with the approved partial closure plan. KDHE will conduct an inspection of the area after closure has been completed.

HRI has submitted the partial closure plan to KDHE as required by Kansas Administrative Regulation K.A.R. 28-31-8, adopting by

reference 40 Code of Federal Regulations (CFR) Part 265 Subpart G. KDHE has determined the plan meets the closure requirements. The partial closure plan is available for public review from October 30, 1991 to November 28, 1991 from 8:00 a.m to 4:30 p.m Monday through Friday, at the KDHE Topeka Office, Building 740, Forbes Field, Topeka, Kansas 66620; the KDHE Southcentral District Office, 1919 Amidon, Suite 130, Wichita, Kansas 67203; and the U.S. Environmental Protection Agency Office, 726 Minnesota Avenue, Kansas City, Kansas 66101.

Comments regarding this plan should be submitted in writing to Mr. Steve Broslavick, Bureau of Air and Waste Management, at the KDHE Topeka Office. Requests for additional information may also be made by telephone at (913) 296-1609. If comments are received which indicate public interest in these closure proceedings, a public hearing may be scheduled by KDHE in accordance with K.A.R. 28-31-8, incorporating by reference 40 CFR 265.112(d)4. Comments and/or a request for a public hearing must be postmarked by November 28, 1991.

State of Kansas

Joan Finney, Governor



Department of Health and Environment

Azzie Young, Ph.D., Secretary

Reply to: (913) 296-1612
Fax Number: (913) 296-1592

October 18, 1991

RECEIVED

OCT 21 1991

PRMT SECTION

Mr. Robert M. Apple
Director of Operations
USPCI
4200 Pennsylvania
Kansas City, MO 64111

RE: Building F Partial Closure Plan
Hydrocarbon Recyclers Inc, d/b/a USPCI
Wichita, Kansas
EPA I.D. Number: KSD007246846

Dear Mr. Apple:

This letter is to notify you that Kansas Department of Health and Environment (KDHE) has reviewed the revised partial closure plan for a container storage area - Building F. KDHE has determined that the closure plan meets the requirements contained in the 40 CFR 265 Subpart G and I. We will proceed with public notice in accordance with Kansas Administrative Regulation K.A.R. 28-31-8, incorporating by reference 40 CFR 265.112(d)4.

The closure plan shall be placed on public notice for thirty (30) days. We are enclosing a copy of the public notice pursuant to your request. The public comment period shall begin on October 30, 1991 and end on November 28, 1991. Any person wishing to provide written comments on the plan should direct them to the attention of Steve Broslavick at the address on the letterhead. All comments and/or a request for a public hearing must be postmarked by November 28, 1991. Requests for additional information may also be made via telephone by contacting Steve Broslavick at (913) 296-1609.

Robert M. Apple
October 18, 1991
Page 2

If you have any question regarding this letter, please contact me
at (913) 296-1612.

Sincerely,



Siew P. Kour
Environmental Engineer
Hazardous Waste Section
Bureau of Air and Waste Management

SP/Closure/HRI.HRI

Enclosure

C: BAWM - SCDO
Wes Bartley - EPA

State of Kansas

Joan Finney, Governor



Department of Health and Environment

Azzie Young, Ph.D., Secretary

Reply to: (913) 296-1612
Fax Number: (913) 296-1592

October 18, 1991

Ms. Teresa Hansen
Kansas Department of Health and Environment
Wichita District Office
1919 Amidon, Suite 130
Wichita, KS 67201

RE: Public Notice of Partial Closure Plan
Hydrocarbon Recyclers Inc, d/b/a USPCI
Wichita, Kansas
EPA I.D. Number: KSD097246846

Dear Ms. Hansen:

Enclosed is a copy of the Resource Conservation and Recovery Act (RCRA) Partial Closure Plan submitted by Hydrocarbon Recyclers Inc, d/b/a USPCI on October 8, 1991 for a container storage area - Building F. Please make this material available for public review from October 30, 1991 to November 28, 1991.

Any person wishing to provide written comments on the plan should direct them to the attention of Steve Broslavick at the address on the letterhead. All comments and/or a request for a public hearing must be postmarked by November 28, 1991. Requests for additional information may also be made via telephone by contacting Steve Broslavick at (913) 296-1609.

If you have any questions, please contact me at (913) 296-1612.

Sincerely,

A handwritten signature in cursive script that reads "Siew P. Kour".

Siew P. Kour
Environmental Engineer
Hazardous Waste Section
Bureau of Air and Waste Management

SP/Closure/HRI.SCD

Enclosure

C: Wes Bartley, EPA

Hydrocarbon Recyclers, Inc. d/b/a USPCI
2549 North New York
Wichita, Kansas 67219
EPA ID No. KSD007246846

Partial Closure Plan - Building F

Introduction

Hydrocarbon Recyclers, Inc. d/b/a/ USPCI operates a hazardous waste management facility located in Wichita, Kansas; the facility presently operates under interim status. This plan addresses the partial closure of one RCRA container storage unit (Building F).

This facility partial closure plan has been prepared to address all closure and waste management activities associated with the Building F container storage area. The plan has been developed to comply with applicable state and federal regulations as published in the Standards for Hazardous Waste Storage, Treatment and Disposal facilities according to K.A.R. 28-31-8 which incorporates closure requirements of 40 CFR 265 Subpart G by reference.

Performance Standard

As required by 40 CFR 265.111, closure activities will be conducted in a manner that:

- a) Minimizes the need for further maintenance, and
- b) Controls, minimizes, or eliminates, to the extent necessary to protect human health and the environment, post-closure escape of hazardous waste, hazardous constituents, leachate, contaminated run-off, or hazardous waste decomposition products to the ground or surface waters or to the atmosphere; and
- c) Complies with the closure requirements of applicable Sections of 40 CFR 265 Subpart G.

Hydrocarbon Recyclers, Inc. will meet this performance standard by removing all hazardous waste and waste constituents utilizing the following closure procedures.

General Protocol

All permanent structures including concrete containment systems, buildings or ancillary equipment will be closed in one of the following ways:

- 1) Disassembled and managed or disposed of as hazardous waste at an appropriate RCRA/HSWA permitted off-site hazardous waste management facility;
- 2) Decontaminated to below Toxicity Characteristic levels as identified in 40 CFR 261.24 and properly disposed of as nonhazardous waste; or
- 3) Decontaminated and maintained in place for future use.

All containers, tanks, processing equipment, piping, and other ancillary parts of waste management systems will be closed in one of the following ways:

- 1) Disassembled and managed or disposed of as hazardous waste at an appropriate RCRA/HSWA permitted off-site hazardous waste management facility;
- 2) Decontaminated to below Toxicity Characteristic levels as identified in 40 CFR 261.24 and properly disposed of as nonhazardous waste; or
- 3) Decontaminated sufficiently to be salvaged for future use on or off-site.

Record Retention

Records documenting a) removal of wastes and equipment, b) decontamination of containment and other structures, c) laboratory results of analysis, and d) final disposition of stored and generated wastes will be maintained in the operating record. Part A and B applications will be revised to reflect these modifications.

Post Closure Care

Post closure care such as ground-water monitoring, leachate collection and run-on/run-off control are not applicable to partial closure of hazardous waste units or to final closure; the facility does not contain waste piles or surface impoundments and the site is not a disposal facility.

Closure Certification

Certification of partial closure of hazardous waste management units is not required because the facility does not engage in disposal activities in surface impoundments, waste pile, land treatment or landfill units. Closure certifications will be addressed in specific closure plans where required.

In accordance with K.A.R. 28-31-8(c), notice in deed to property has been submitted to the 'Registrar of Deeds' for Sedgwick County regarding the previous use of the property at 2549 N. New York Ave. for the management of hazardous waste (attached).

Description of Unit

Building F is identified on the facility drawing that is Attachment 1. This container storage unit is permitted for storage of 880 gallons of hazardous waste in containers and is equipped with a secondary containment system. Other equipment includes one drum warmer as well as ancillary equipment.

Waste Inventory

Waste managed in this container storage unit is limited to closed containers; these containers are warmed to facilitate management in other facility processing equipment. Maximum capacity of hazardous waste managed in this container storage unit is 880 gallons. Waste organic liquids, sludges and solids are managed in this unit.

Waste removed from this storage unit will be managed in other permitted container storage and/or processing areas on site. Wastes generated during closure procedures will be managed as hazardous waste or decontaminated and managed as nonhazardous waste; subsequently, generated wastes will be shipped off-site to suitable disposal facilities.

Procedures

- 1) Develop health and safety plan for use by personnel during demolition or disassembly of containment or other structures.
- 2) Remove all waste inventory, portable equipment including warmers and ancillary equipment for appropriate management as hazardous waste or decontamination for disposal as nonhazardous waste. Decontaminated equipment may be returned to service or stored for future use.
- 3) Remove all visible contamination from containment and other structures. Clean containment and other structural surfaces with high-power wash, steam or other method as appropriate. Collect and dispose of accumulated wash water as hazardous waste.
- 4) Take representative sample of final rinsate to analyze for TCLP constituents (40 CFR 261.24 as amended 6/29/90). City water will be utilized for rinsing activities. Containment or other structures will be considered decontaminated when TCLP constituents of the final rinsate are below Toxicity Characteristic levels. Decontaminated materials/debris will be properly disposed of as nonhazardous solid waste at an off-site disposal facility.
- 5) Disassemble, demolish and remove containment and related structures after decontamination. Decontaminated concrete or other debris shall be disposed of as nonhazardous waste at an off-site disposal facility.
- 6) Sample and analyze soil beneath containment area as follows:
 - a) Divide floor area into 4 quadrants and select one sample point in each quadrant, sample sites will be selected where hairline cracks were noted in the concrete containment (if present) or where visible contamination is observed (if present);
 - b) Collect samples at two depths, 0"-6" and 12"-18", at each sample point (USEPA SW-846 8260 and SW-846 8015, modified), composite samples from each horizon in the laboratory;
 - c) Collect 3 background samples from same depths on site for comparison analysis, composite samples from each depth (background sample locations identified on Attachment 1);

- d) Background sample analyses will be forwarded to the KDHE for approval as clean criteria prior to use as background comparison;
- e) Proper QA/QC procedures will be followed to control the potential loss of VOCs during sampling and transport;
- f) Soil analysis procedures will be according to USEPA method SW-846 numbers 6010, 7471 and 8260, modified or equivalent procedures (40 CFR 265.112(b)(4)); and
- g) Soil will be considered clean for closure when results of sample analyses are comparable to background levels or below health risk based levels.
- 7) Contaminated soil, if present, will be removed and disposed of according to applicable regulations. If soil contamination in excess of closure standards is identified, a project specific assessment and cleanup plan will be prepared and submitted to the KDHE for agency approval and subsequent implementation.

Closure Cost Estimate

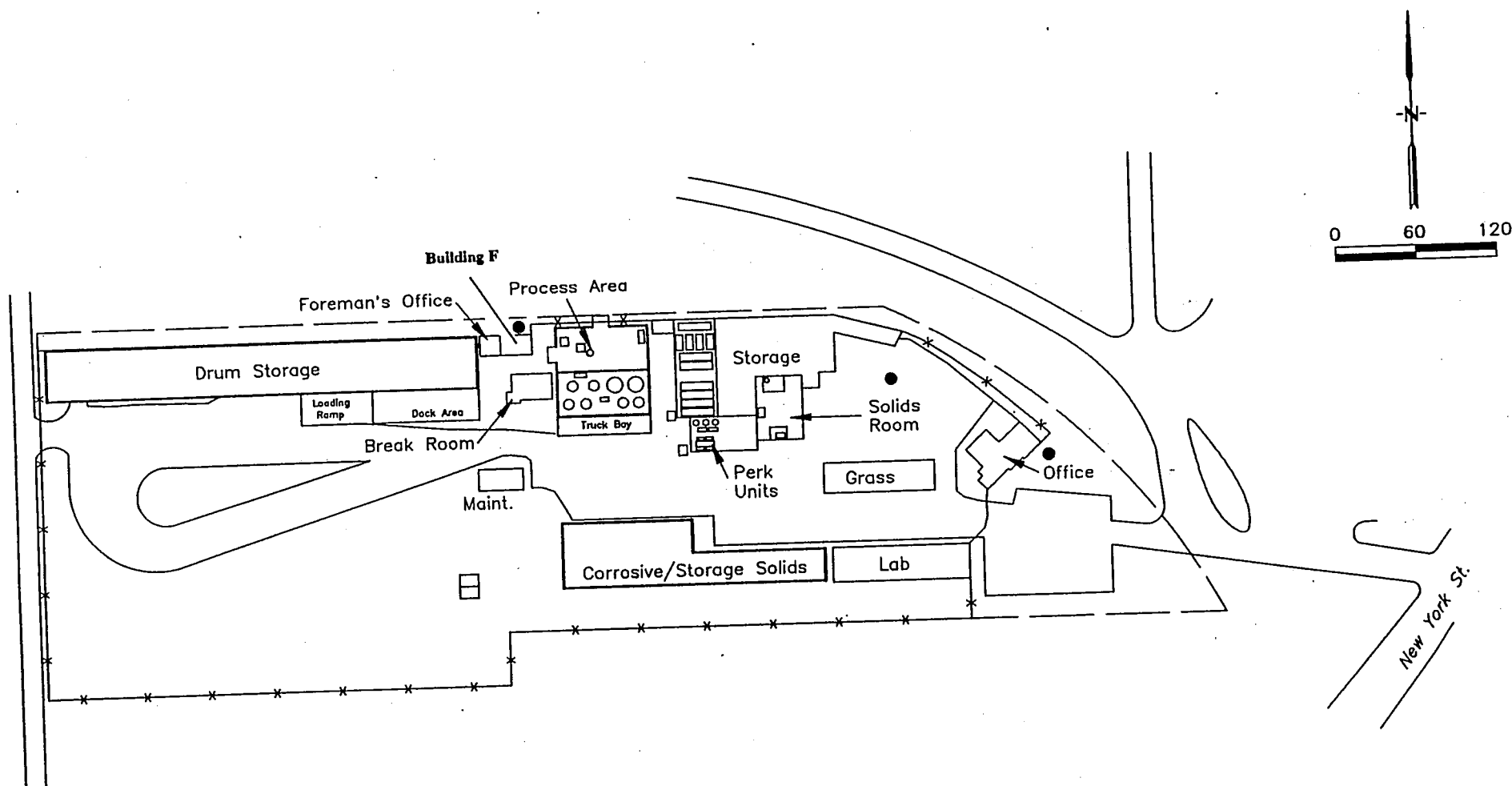
The following table summarizes costs estimated for closure of the Building F container storage area. Financial assurance for closure and liability requirements in accordance with 40 CFR 265.143 and 265.147 are provided by a closure bond by Safeco Insurance Company of America in favor of the KDHE and a hazardous waste facility certificate of insurance issued under the National Union Fire Insurance Company of Pittsburgh, Pennsylvania PRM7063129 (attached).

Estimated Closure Costs for Building F

Description	Cost
Demolition/disposal of structures	\$ 5,000.00
Rinsate transportation/disposal	\$ 750.00
Laboratory analysis fees (rinsate/soil)	\$ 4,900.00
Contract labor costs	\$ 1,000.00
Engineer certification of closure	\$ 1,200.00
Total Closure Costs	\$12,850.00

Closure Schedule - Building F

Day 0	Closure Plan approval by KDHE and mobilization of work force
Day 30	Complete removal of waste inventory from unit
Day 90	Complete decontamination procedures; note: estimate contingent on laboratory turnaround
Day 120	Complete disassembly, demolition and removal of all containment and related structures
Day 160	Complete collection of soil samples for analysis
Day 180	Complete closure activities



HYDROCARBON RECYCLERS, INC. dba USPCI
 (Wichita, Kansas)
 SITE PLAN

Background Sample Locations ●

Sedgwick County Courthouse
4th Floor
Registrar of Deeds
525 N. Main
Wichita, Ks. 67203

4/16/91

Dear Registrar of Deeds

This letter serves as official owner notification for the property
at 2549 N. New York Ave., HRI operated property.

North Industrial Park Fourth Addition,

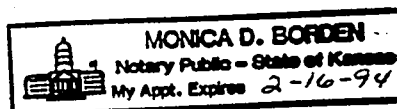
block 2, lot 1

Key Number
87-0- -B-1 3826-012583-6703

This is in accordance with Kansas environmental regulation K.A.R.
28-31-8c. This property has been used to manage hazardous waste
and all records regarding permits, closure or both are available
for review at the Kansas Department of Health and Environment
offices in Topeka.

David Trombold

David Trombold
Vice President
Associated Chemical, Inc.



Monica D. Borden
9-13-91

For an acknowledgment in a representative capacity:

State of Kansas

(County) of Sedgwick

This instrument was acknowledged before me on

September 13, 1991

by David Trombold

as Vice President

of Associated Chemical, Inc.

Monica D. Borden
(Signature of notarial officer)

Title (and Rank)

Sedgwick County Courthouse
4th Floor
Registrar of Deeds
525 N. Main
Wichita, Ks. 67203

4/16/91

Dear Registrar of Deeds

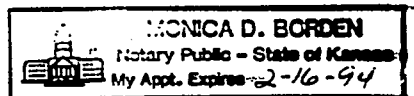
This letter serves as official owner notification for the property
at 2549 N. New York Ave., HRI operated property.

North Industrial Park Fourth Addition,

	Key Number
block 1, lot 2	89-0- -B-13819-060842-6703
lot 3	89-0- -B-13820-026393-6703
lot 4	89-0- -B-13821-026394-6703
lot 5	89-0- -B-13822-026395-6703

This is in accordance with Kansas environmental regulation K.A.R.
28-31-8c This property has been used to manage hazardous waste and
all records regarding permits, closure or both are available for
review at the Kansas Department of Health and Environment offices
in Topeka.

David Trombold
David Trombold



Monica D. Borden
9-13-91

For an acknowledgment in a representative capacity:
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Monica D. Borden
(Signature of notarial officer)

Title (and Rank)

FINANCIAL GUARANTEE BOND

Date bond executed: 9/1/88

Effective date: 9/1/88

Principal: Hydrocarbon Recyclers, Inc. of Wichita

Type of Organization: Corporation

State of incorporation: Kansas

Surety(ies): Safeco Insurance Company of America

EPA Identification Number, KSD 007246846

Hydrocarbon Recyclers, Inc. of Wichita, 2549 N. New York, Wichita, Ks. 67219

Closure Bond \$271,816.00

Total penal sum of bond: \$ 271,816.00

Surety's bond number: 5234023

Know All Persons By These Presents, That we, the Principal and Surety(ies) hereto are firmly bound to the Kansas Department of Health and Environment (hereinafter called KDHE), in the above penal sum for the payment of which we bind ourselves, our heirs, executors, administrators, successors, and assigns jointly and severally: provided that, where the Surety(ies) are corporations acting as co-sureties, we, the Sureties, bind ourselves in such sum "jointly and severally" only for the purpose of allowing a joint action or actions against any or all of us, and for all other purposes each Surety binds itself, jointly and severally with the Principal, for the payment of such sum only as is set forth opposite the name of such Surety, but if no limit of liability is indicated, the limit of liability shall be the full amount of the penal sum.

Whereas said Principal is required, under the Resource Conservation and Recovery Act as amended (RCRA), to have a permit or interim status in order to own or operate each hazardous waste management facility identified above, and

Whereas said Principal is required to provide financial assurance for closure, or closure and post-closure care, as a condition of the permit or interim status, and

Whereas said Principal shall establish a standby trust fund as is required when a surety bond is used to provide such financial assurance;

Now, Therefore, the conditions of the obligation are such that if the Principal shall faithfully, before the beginning of final closure of each facility identified above, fund the standby trust fund in the amount(s) identified above for the facility,

Or, if the Principal shall fund the standby trust fund in such amount(s) within 15 days after a final order to begin closure is issued by the Secretary of the KDHE or a U.S. district court or other court of competent jurisdiction.

Or, if the Principal shall provide alternate financial assurance, as specified in Subpart H of 40 CFR Parts 264 or 265, as applicable, and obtain the Secretary of the KDHE written approval of such assurance, within 90 days after the date notice of cancellation is received by both the Principal and the Secretary of the KDHE from the Surety(ies), then this obligation shall be null and void, otherwise it is to remain in full force and effect.

The Surety(ies) shall become liable on this bond obligation only when the Principal has failed to fulfill the conditions described above. Upon notification by the Secretary of the KDHE that the Principal has failed to perform as guaranteed by this bond, the Surety(ies) shall place funds in the amount guaranteed for the facility(ies) into the standby trust fund as directed by the Secretary of the KDHE.

The liability of the Surety(ies) shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall amount in the aggregate to the penal sum of the bond, but in no event shall the obligation of the Surety(ies) hereunder exceed the amount of said penal sum.

The Surety(ies) may cancel the bond by sending notice of cancellation by certified mail to the Principal and to the Secretary of the KDHE, provided, however, that cancellation shall not occur during the 120 days beginning on the date of receipt of the notice of cancellation by both the Principal and the Secretary of the KDHE, as evidenced by the return receipts.

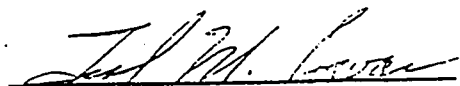
The Principal may terminate this bond by sending written notice to the Surety(ies), provided, however, that no such notice shall become effective until the Surety(ies) receive(s) written authorization for termination of the bond by the Secretary of the KDHE.

Principal and Surety(ies) hereby agree to adjust the penal sum of the bond yearly so that it guarantees a new closure and/or post-closure amount, provided that the penal sum does not increase by more than 20 percent in any one year, and no decrease in the penal sum takes place without the written permission of the Secretary of the KDHE.

In Witness Whereof, the Principal and Surety(ies) have executed this Financial Guarantee Bond and have affixed their seals on the date set forth above.

The persons whose signatures appear below hereby certify that they are authorized to execute this surety bond on behalf of the Principal and Surety(ies) and that the wording of this surety bond is identical to the wording specified in 40 CFR264.151(b) as such regulations were constituted on the date this bond was executed.

Principal



Ted Cowan
President

Corporate Seal

Corporate Surety(ies)

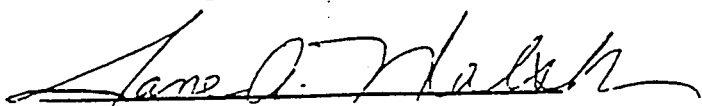
Safeco Insurance Company of America

Safeco Plaza

Seattle, Wa. 98185

State of incorporation: Washington

Liability limit: \$ 271,816.00



Signature(s) Jane A. Walsh
Attorney in fact

Corporate Seal

COUNTERSIGNED



Resident Agent

STATE OF KANSAS

Bond premium: \$ 2,718.00

SURETY RIDER

To be attached to and form a part of Bond No. 5234023
executed by HYDROCARBON RECYCLERS, INC. as
Principal and by SAFECO INSURANCE COMPANY OF AMERICA as Surety,
in favor of KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT
and effective as of SEPTEMBER 1, 1988

In consideration of the mutual agreements herein contained the Principal and the
Surety hereby consent to changing the penal sum of the bond

FROM: THREE HUNDRED SEVENTY THREE THOUSAND SIX HUNDRED NINETY ONE & NO/100
(\$373,691.00)

TO: THREE HUNDRED EIGHTY NINE THOUSAND EIGHTY SEVEN & NO/100 DOLLARS
(\$389,087.00)

Nothing herein contained shall vary, alter or extend any provision or condition of
this bond except as herein expressly stated.

This rider is effective on the 1ST day of SEPTEMBER 1991.
Signed and sealed this 23RD day of JULY 1991.

HYDROCARBON RECYCLERS, INC.

Principal

BY: James W. Terry ASST. SECRETARY
Title

SAFECO INSURANCE COMPANY OF AMERICA

Surety

BY: David G. Jesse
David G. Jesse Attorney in Fact



POWER
OF ATTORNEY

SAFECO INSURANCE COMPANY OF AMERICA
GENERAL INSURANCE COMPANY OF AMERICA
HOME OFFICE, SAFECO PLAZA
SEATTLE, WASHINGTON 98185

No. 784

KNOW ALL BY THESE PRESENTS:

That **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA**, each a Washington corporation, does each hereby appoint

-----**HARRY A. KOCH, JR.; DOUGLAS G. DURBIN; D.M. STOKES; HARRY D. KOCH; PEGGY SAPIENZA;**
DAVID G. JESSE, Omaha, Nebraska-----

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby

IN WITNESS WHEREOF, **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA** have each executed and attested these presents

this 6th day of November, 19 89

CERTIFICATE

Extract from the By-Laws of **SAFECO INSURANCE COMPANY OF AMERICA**
and of **GENERAL INSURANCE COMPANY OF AMERICA**:

"Article V, Section 13. — FIDELITY AND SURETY BONDS . . . the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business . . . On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of **SAFECO INSURANCE COMPANY OF AMERICA**
and of **GENERAL INSURANCE COMPANY OF AMERICA** adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
- (ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
- (iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, **Boh A. Dickey**, Secretary of **SAFECO INSURANCE COMPANY OF AMERICA** and of **GENERAL INSURANCE COMPANY OF AMERICA**, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 23rd day of July, 19 91

HAZARDOUS WASTE FACILITY CERTIFICATE OF LIABILITY INSURANCE

1. Name of Insurer: National Union Fire Insurance Company
of Pittsburgh, PA

Address of Insurer: 70 Pine Street, New York, NY 10270

hereby certifies that it has issued liability insurance covering bodily injury and property damage to:

Name of Insured: USPCI, Inc.

Address of Insured: One Commerce Green, Suite 500
515 West Greens Rd.
Houston, Texas 77067

in connection with the Insured's obligation to demonstrate financial responsibility under 40 CFR 264.147 or 265.147. The coverage applies at (see below) for SUDDEN AND NON-SUDDEN ACCIDENTAL OCCURRENCES. The limits of liability are \$5,000,000 each occurrence and \$10,000,000 annual aggregate, exclusive of legal defense costs. The coverage is provided under policy number PMR 7063129 issued on January 1, 1991. The effective date of said policy is January 1, 1991.

2. The Insurer further certifies the following with respect to the insurance described in Paragraph 1:

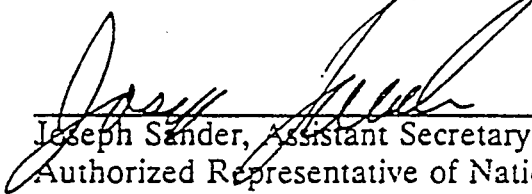
- a. Bankruptcy or insolvency of the Insured shall not relieve the Insurer of its obligations under the policy.
- b. The Insurer is liable for the payment of amounts within any deductible applicable to the policy, with a right of reimbursement by the Insured for any such payment made by the Insurer. This provision does not apply with respect to that amount of any deductible for which coverage is demonstrated as specified in 40 CFR 264.147(f) or 265.147(f).
- c. Whenever requested by the Secretary of the Kansas Department of Health and Environment (KHDA), the Insurer agrees to furnish to the the Secretary a signed duplicate original of the policy and all endorsements.
- d. Cancellation of the insurance, whether by the Insurer, the Insured, a parent corporation providing insurance coverage for its subsidiary, or by a firm having an insurable interest in and obtaining liability insurance on behalf of the owner or operator of the hazardous waste management facility, will be effective only upon written notice and only after the expiration of sixty (60) days after a copy of such written notice is received by the Secretary.

- e. Any other termination of the insurance will be effective only upon written notice and only after the expiration of thirty (30) days after a copy of such written notice is received by the Secretary.

SCHEDULE

NAME OF FACILITY	ADDRESS OF LOCATION	EPA INDEMNIFICATION NUMBER
HYDROCARBON RECYCLERS, INC. OF WICHITA	2549 NORTH NEW YORK WICHITA, KANSAS 67219	KSD 007246846

I hereby certify that the wording of this instrument is identical to the wording specified in 40 CFR 264.151(j) as such regulation was constituted on the date first above written, and that the Insurer is licensed to transact the business of insurance, or eligible to provide insurance as an excess surplus lines insurer, in one or more States.



Joseph Sander, Assistant Secretary
Authorized Representative of National Union
Fire Insurance Company of Pittsburgh, PA
70 Pine Street
New York, NY 10270

USPCI, Inc.
10/8/91

Hydrocarbon Recyclers, Inc. d/b/a USPCI
2549 North New York
Wichita, Kansas 67219
EPA ID No. KSD007246846

Partial Closure Plan - Building F

Introduction

Hydrocarbon Recyclers, Inc. d/b/a/ USPCI operates a hazardous waste management facility located in Wichita, Kansas; the facility presently operates under interim status. This plan addresses the partial closure of one RCRA container storage unit (Building F).

This facility partial closure plan has been prepared to address all closure and waste management activities associated with the Building F container storage area. The plan has been developed to comply with applicable state and federal regulations as published in the Standards for Hazardous Waste Storage, Treatment and Disposal facilities according to K.A.R. 28-31-8 which incorporates closure requirements of 40 CFR 265 Subpart G by reference.

Performance Standard

As required by 40 CFR 265.111, closure activities will be conducted in a manner that:

- a) Minimizes the need for further maintenance, and
- b) Controls, minimizes, or eliminates, to the extent necessary to protect human health and the environment, post-closure escape of hazardous waste, hazardous constituents, leachate, contaminated run-off, or hazardous waste decomposition products to the ground or surface waters or to the atmosphere; and
- c) Complies with the closure requirements of applicable Sections of 40 CFR 265 Subpart G.

Hydrocarbon Recyclers, Inc. will meet this performance standard by removing all hazardous waste and waste constituents utilizing the following closure procedures.

General Protocol

All permanent structures including concrete containment systems, buildings or ancillary equipment will be closed in one of the following ways:

- 1) Disassembled and managed or disposed of as hazardous waste at an appropriate RCRA/HSWA permitted off-site hazardous waste management facility;
- 2) Decontaminated to below Toxicity Characteristic levels as identified in 40 CFR 261.24 and properly disposed of as nonhazardous waste; or
- 3) Decontaminated and maintained in place for future use.

All containers, tanks, processing equipment, piping, and other ancillary parts of waste management systems will be closed in one of the following ways:

- 1) Disassembled and managed or disposed of as hazardous waste at an appropriate RCRA/HSWA permitted off-site hazardous waste management facility;
- 2) Decontaminated to below Toxicity Characteristic levels as identified in 40 CFR 261.24 and properly disposed of as nonhazardous waste; or
- 3) Decontaminated sufficiently to be salvaged for future use on or off-site.

Record Retention

Records documenting a) removal of wastes and equipment, b) decontamination of containment and other structures, c) laboratory results of analysis, and d) final disposition of stored and generated wastes will be maintained in the operating record. Part A and B applications will be revised to reflect these modifications.

Post Closure Care

Post closure care such as ground-water monitoring, leachate collection and run-on/run-off control are not applicable to partial closure of hazardous waste units or to final closure; the facility does not contain waste piles or surface impoundments and the site is not a disposal facility.

Closure Certification

Certification of partial closure of hazardous waste management units is not required because the facility does not engage in disposal activities in surface impoundments, waste pile, land treatment or landfill units. Closure certifications will be addressed in specific closure plans where required.

In accordance with K.A.R. 28-31-8(c), notice in deed to property has been submitted to the 'Registrar of Deeds' for Sedgwich County regarding the previous use of the property at 2549 N. New York Ave. for the management of hazardous waste (attached).

Description of Unit

Building F is identified on the facility drawing that is Attachment 1. This container storage unit is permitted for storage of 880 gallons of hazardous waste in containers and is equipped with a secondary containment system. Other equipment includes one drum warmer as well as ancillary equipment.

Waste Inventory

Waste managed in this container storage unit is limited to closed containers; these containers are warmed to facilitate management in other facility processing equipment. Maximum capacity of hazardous waste managed in this container storage unit is 880 gallons. Waste organic liquids, sludges and solids are managed in this unit.

Waste removed from this storage unit will be managed in other permitted container storage and/or processing areas on site. Wastes generated during closure procedures will be managed as hazardous waste or decontaminated and managed as nonhazardous waste; subsequently, generated wastes will be shipped off-site to suitable disposal facilities.

Procedures

- 1) Develop health and safety plan for use by personnel during demolition or disassembly of containment or other structures.
- 2) Remove all waste inventory, portable equipment including warmers and ancillary equipment for appropriate management as hazardous waste or decontamination for disposal as nonhazardous waste. Decontaminated equipment may be returned to service or stored for future use.
- 3) Remove all visible contamination from containment and other structures. Clean containment and other structural surfaces with high-power wash, steam or other method as appropriate. Collect and dispose of accumulated wash water as hazardous waste.
- 4) Take representative sample of final rinsate to analyze for TCLP constituents (40 CFR 261.24 as amended 6/29/90). City water will be utilized for rinsing activities. Containment or other structures will be considered decontaminated when TCLP constituents of the final rinsate are below Toxicity Characteristic levels. Decontaminated materials/debris will be properly disposed of as nonhazardous solid waste at an off-site disposal facility.
- 5) Disassemble, demolish and remove containment and related structures after decontamination. Decontaminated concrete or other debris shall be disposed of as nonhazardous waste at an off-site disposal facility.
- 6) Sample and analyze soil beneath containment area as follows:
 - a) Divide floor area into 4 quadrants and select one sample point in each quadrant, sample sites will be selected where hairline cracks were noted in the concrete containment (if present) or where visible contamination is observed (if present);
 - b) Collect samples at two depths, 0"-6" and 12"-18", at each sample point (USEPA SW-846 8260 and SW-846 8015, modified), composite samples from each horizon in the laboratory;
 - c) Collect 3 background samples from same depths on site for comparison analysis, composite samples from each depth (background sample locations identified on Attachment 1);

- d) Background sample analyses will be forwarded to the KDHE for approval as clean criteria prior to use as background comparison;
 - e) Proper QA/QC procedures will be followed to control the potential loss of VOCs during sampling and transport;
 - f) Soil analysis procedures will be according to USEPA method SW-846 numbers 6010, 7471 and 8260, modified or equivalent procedures (40 CFR 265.112(b)(4)); and
 - g) Soil will be considered clean for closure when results of sample analyses are comparable to background levels or below health risk based levels.
- 7) Contaminated soil, if present, will be removed and disposed of according to applicable regulations. If soil contamination in excess of closure standards is identified, a project specific assessment and cleanup plan will be prepared and submitted to the KDHE for agency approval and subsequent implementation.

Closure Cost Estimate

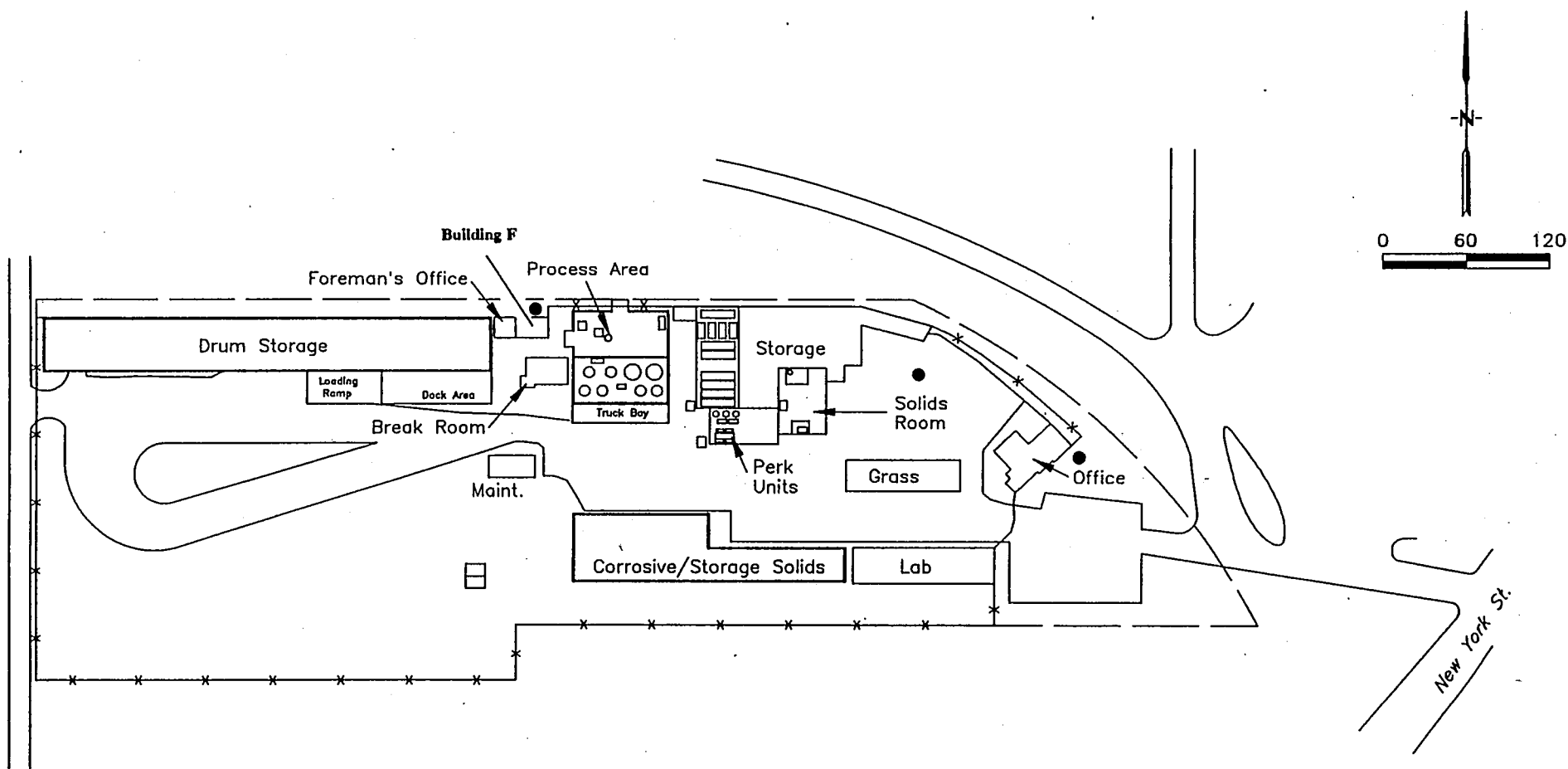
The following table summarizes costs estimated for closure of the Building F container storage area. Financial assurance for closure and liability requirements in accordance with 40 CFR 265.143 and 265.147 are provided by a closure bond by Safeco Insurance Company of America in favor of the KDHE and a hazardous waste facility certificate of insurance issued under the National Union Fire Insurance Company of Pittsburgh, Pennsylvania PRM7063129 (attached).

Estimated Closure Costs for Building F

Description	Cost
Demolition/disposal of structures	\$ 5,000.00
Rinsate transportation/disposal	\$ 750.00
Laboratory analysis fees (rinsate/soil)	\$ 4,900.00
Contract labor costs	\$ 1,000.00
Engineer certification of closure	\$ 1,200.00
Total Closure Costs	\$12,850.00

Closure Schedule - Building F

Day 0	Closure Plan approval by KDHE and mobilization of work force
Day 30	Complete removal of waste inventory from unit
Day 90	Complete decontamination procedures; note: estimate contingent on laboratory turnaround
Day 120	Complete disassembly, demolition and removal of all containment and related structures
Day 160	Complete collection of soil samples for analysis
Day 180	Complete closure activities



HYDROCARBON RECYCLERS, INC. dba USPCI
 (Wichita, Kansas)
SITE PLAN

Background Sample Locations •

Sedgwick County Courthouse
4th Floor
Registrar of Deeds
525 N. Main
Wichita, Ks. 67203

4/16/91

Dear Registrar of Deeds

This letter serves as official owner notification for the property
at 2549 N. New York Ave., HRI operated property.

North Industrial Park Fourth Addition,

block 2, lot 1

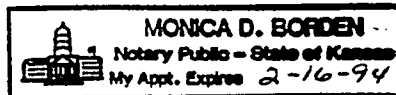
Key Number

87-0- -B-1 3826-012583-6703

This is in accordance with Kansas environmental regulation K.A.R.
28-31-8c. This property has been used to manage hazardous waste
and all records regarding permits, closure or both are available
for review at the Kansas Department of Health and Environment
offices in Topeka.

David Trombold

David Trombold
Vice President
Associated Chemical, Inc.



Monica D. Borden
9-13-91

For an acknowledgment in a representative capacity:
State of Kansas
(County) of Sedgwick

This instrument was acknowledged before me on
September 13, 1991
by David Trombold
as Vice President
of Associated Chemical, Inc.

Monica D. Borden
(Signature of notarial officer)

Title (and Rank)

Sedgwick County Courthouse
4th Floor
Registrar of Deeds
525 N. Main
Wichita, Ks. 67203

4/16/91

Dear Registrar of Deeds

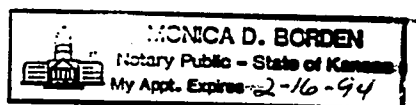
This letter serves as official owner notification for the property at 2549 N. New York Ave., HRI operated property.

North Industrial Park Fourth Addition,

	Key Number
block 1, lot 2	89-0- -B-13819-060842-6703
lot 3	89-0- -B-13820-026393-6703
lot 4	89-0- -B-13821-026394-6703
lot 5	89-0- -B-13822-026395-6703

This is in accordance with Kansas environmental regulation K.A.R. 28-31-8c This property has been used to manage hazardous waste and all records regarding permits, closure or both are available for review at the Kansas Department of Health and Environment offices in Topeka.

David Trombold
David Trombold



Monica D. Borden
9-13-91

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by David Trombold

as Vice President

of Associated Chemical, Inc.

Monica D. Borden
(Signature of notarial officer)

Title (and Rank)

FINANCIAL GUARANTEE BOND

Date bond executed: 9/1/88

Effective date: 9/1/88

Principal: Hydrocarbon Recyclers', Inc. of Wichita

Type of Organization: Corporation

State of incorporation: Kansas

Surety(ies): Safeco Insurance Company of America

EPA Identification Number, KSD 007246846

Hydrocarbon Recyclers, Inc. of Wichita, 2549 N. New York, Wichita, Ks. 67219
Closure Bond \$271,816.00

Total penal sum of bond: \$ 271,816.00

Surety's bond number: 5234023

Know All Persons By These Presents, That we, the Principal and Surety(ies) hereto are firmly bound to the Kansas Department of Health and Environment (hereinafter called KDHE), in the above penal sum for the payment of which we bind ourselves, our heirs, executors, administrators, successors, and assigns jointly and severally: provided that, where the Surety(ies) are corporations acting as co-sureties, we, the Sureties, bind ourselves in such sum "jointly and severally" only for the purpose of allowing a joint action or actions against any or all of us, and for all other purposes each Surety binds itself, jointly and severally with the Principal, for the payment of such sum only as is set forth opposite the name of such Surety, but if no limit of liability is indicated, the limit of liability shall be the full amount of the penal sum.

Whereas said Principal is required, under the Resource Conservation and Recovery Act as amended (RCRA), to have a permit or interim status in order to own or operate each hazardous waste management facility identified above, and

Whereas said Principal is required to provide financial assurance for closure, or closure and post-closure care, as a condition of the permit or interim status, and

Whereas said Principal shall establish a standby trust fund as is required when a surety bond is used to provide such financial assurance;

Now, Therefore, the conditions of the obligation are such that if the Principal shall faithfully, before the beginning of final closure of each facility identified above, fund the standby trust fund in the amount(s) identified above for the facility,

Or, if the Principal shall fund the standby trust fund in such amount(s) within 15 days after a final order to begin closure is issued by the Secretary of the KDHE or a U.S. district court or other court of competent jurisdiction.

Or, if the Principal shall provide alternate financial assurance, as specified in Subpart H of 40 CFR Parts 264 or 265, as applicable, and obtain the Secretary of the KDHE written approval of such assurance, within 90 days after the date notice of cancellation is received by both the Principal and the Secretary of the KDHE from the Surety(ies), then this obligation shall be null and void, otherwise it is to remain in full force and effect.

The Surety(ies) shall become liable on this bond obligation only when the Principal has failed to fulfill the conditions described above. Upon notification by the Secretary of the KDHE that the Principal has failed to perform as guaranteed by this bond, the Surety(ies) shall place funds in the amount guaranteed for the facility(ies) into the standby trust fund as directed by the Secretary of the KDHE.

The liability of the Surety(ies) shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall amount in the aggregate to the penal sum of the bond, but in no event shall the obligation of the Surety(ies) hereunder exceed the amount of said penal sum.

The Surety(ies) may cancel the bond by sending notice of cancellation by certified mail to the Principal and to the Secretary of the KDHE, provided, however, that cancellation shall not occur during the 120 days beginning on the date of receipt of the notice of cancellation by both the Principal and the Secretary of the KDHE, as evidenced by the return receipts.

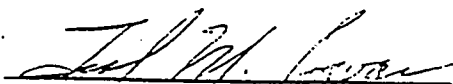
The Principal may terminate this bond by sending written notice to the Surety(ies), provided, however, that no such notice shall become effective until the Surety(ies) receive(s) written authorization for termination of the bond by the Secretary of the KDHE.

Principal and Surety(ies) hereby agree to adjust the penal sum of the bond yearly so that it guarantees a new closure and/or post-closure amount, provided that the penal sum does not increase by more than 20 percent in any one year, and no decrease in the penal sum takes place without the written permission of the Secretary of the KDHE.

In Witness Whereof, the Principal and Surety(ies) have executed this Financial Guarantee Bond and have affixed their seals on the date set forth above.

The persons whose signatures appear below hereby certify that they are authorized to execute this surety bond on behalf of the Principal and Surety(ies) and that the wording of this surety bond is identical to the wording specified in 40 CFR264.151(b) as such regulations were constituted on the date this bond was executed.

Principal



Ted Cowan

President

Corporate Seal

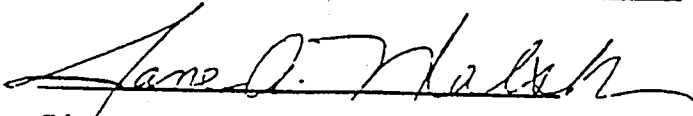
Corporate Surety(ies)

Safeco Insurance Company of America
Safeco Plaza

Seattle, Wa. 98185

State of incorporation: Washington

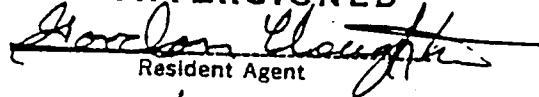
Liability limit: \$ 271,816.00



Signature(s) Jane A. Walsh
Attorney in fact

Corporate Seal

COUNTERSIGNED


Resident Agent

STATE OF KANSAS

Bond premium: \$ 2,718.00

SURETY RIDER

To be attached to and form a part of Bond No. 5234023
executed by HYDROCARBON RECYCLERS, INC. as
Principal and by SAFECO INSURANCE COMPANY OF AMERICA as Surety,
in favor of KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT
and effective as of SEPTEMBER 1, 1988

In consideration of the mutual agreements herein contained the Principal and the
Surety hereby consent to changing the penal sum of the bond

FROM: THREE HUNDRED SEVENTY THREE THOUSAND SIX HUNDRED NINETY ONE & NO/100
(\$373,691.00)

TO: THREE HUNDRED EIGHTY NINE THOUSAND EIGHTY SEVEN & NO/100 DOLLARS
(\$389,087.00)

Nothing herein contained shall vary, alter or extend any provision or condition of
this bond except as herein expressly stated.

This rider is effective on the 1ST day of SEPTEMBER 1991.
Signed and sealed this 23RD day of JULY 1991.

HYDROCARBON RECYCLERS, INC.

Principal

BY: James H. Tany ASST. SECRETARY
Title

SAFECO INSURANCE COMPANY OF AMERICA

Surety

BY: David G. Jesse
David G. Jesse Attorney in Fact



POWER
OF ATTORNEY

SAFECO INSURANCE COMPANY OF AMERICA
GENERAL INSURANCE COMPANY OF AMERICA
HOME OFFICE, SAFECO PLAZA
SEATTLE, WASHINGTON 98185

No. 784

KNOW ALL BY THESE PRESENTS:

That **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA**, each a Washington corporation, does each hereby appoint

-----**HARRY A. KOCH, JR.; DOUGLAS G. DURBIN; D.M. STOKES; HARRY D. KOCH; PEGGY SAPIENZA;**
DAVID G. JESSE, Omaha, Nebraska-----

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby

IN WITNESS WHEREOF, **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA** have each executed and attested these presents

this 6th day of November, 19 89

CERTIFICATE

Extract from the By-Laws of **SAFECO INSURANCE COMPANY OF AMERICA**
and of **GENERAL INSURANCE COMPANY OF AMERICA**:

"Article V, Section 13. — FIDELITY AND SURETY BONDS . . . the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business . . . On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of **SAFECO INSURANCE COMPANY OF AMERICA**
and of **GENERAL INSURANCE COMPANY OF AMERICA** adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
- (ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
- (iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, **Boh A. Dickey**, Secretary of **SAFECO INSURANCE COMPANY OF AMERICA** and of **GENERAL INSURANCE COMPANY OF AMERICA**, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 23rd day of July, 19 91

HAZARDOUS WASTE FACILITY CERTIFICATE OF LIABILITY INSURANCE

1. Name of Insurer: National Union Fire Insurance Company
of Pittsburgh, PA

Address of Insurer: 70 Pine Street, New York, NY 10270

hereby certifies that it has issued liability insurance covering bodily injury and property damage to:

Name of Insured: USPCI, Inc.

Address of Insured: One Commerce Green, Suite 500
515 West Greens Rd.
Houston, Texas 77067

in connection with the Insured's obligation to demonstrate financial responsibility under 40 CFR 264.147 or 265.147. The coverage applies at (see below) for SUDDEN AND NON-SUDDEN ACCIDENTAL OCCURRENCES. The limits of liability are \$5,000,000 each occurrence and \$10,000,000 annual aggregate, exclusive of legal defense costs. The coverage is provided under policy number PMR 7063129 issued on January 1, 1991. The effective date of said policy is January 1, 1991.

2. The Insurer further certifies the following with respect to the insurance described in Paragraph 1:

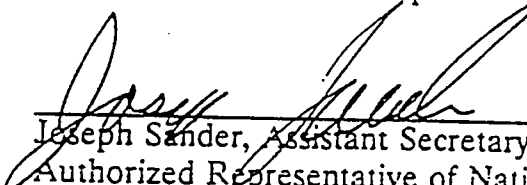
- a. Bankruptcy or insolvency of the Insured shall not relieve the Insurer of its obligations under the policy.
- b. The Insurer is liable for the payment of amounts within any deductible applicable to the policy, with a right of reimbursement by the Insured for any such payment made by the Insurer. This provision does not apply with respect to that amount of any deductible for which coverage is demonstrated as specified in 40 CFR 264.147(f) or 265.147(f).
- c. Whenever requested by the Secretary of the Kansas Department of Health and Environment (KHDA), the Insurer agrees to furnish to the the Secretary a signed duplicate original of the policy and all endorsements.
- d. Cancellation of the insurance, whether by the Insurer, the Insured, a parent corporation providing insurance coverage for its subsidiary, or by a firm having an insurable interest in and obtaining liability insurance on behalf of the owner or operator of the hazardous waste management facility, will be effective only upon written notice and only after the expiration of sixty (60) days after a copy of such written notice is received by the Secretary.

- e. Any other termination of the insurance will be effective only upon written notice and only after the expiration of thirty (30) days after a copy of such written notice is received by the Secretary.

SCHEDULE

NAME OF FACILITY	ADDRESS OF LOCATION	EPA INDEMNIFICATION NUMBER
HYDROCARBON RECYCLERS, INC. OF WICHITA	2549 NORTH NEW YORK WICHITA, KANSAS 67219	KSD 007246846

I hereby certify that the wording of this instrument is identical to the wording specified in 40 CFR 264.151(j) as such regulation was constituted on the date first above written, and that the Insurer is licensed to transact the business of insurance, or eligible to provide insurance as an excess surplus lines insurer, in one or more States.



Joseph Sander, Assistant Secretary
Authorized Representative of National Union
Fire Insurance Company of Pittsburgh, PA
70 Pine Street
New York, NY 10270